Special provision in regard to tramways constructed by Government.

47 A. (1) Notwithstanding anything contained in this Regulation, it shall be lawful for the Government at any time—

(a) to construct a tramway within any area, to be worked by steam or other mechanical power or by electrical power;

(b) to retain the management and maintenance of any such tramway, or to entrust the same in whole or in part to any agency it thinks fit, or to resume the same from such agency;

(c) to prescribe, by notification in the official Gazette, rules having the force of law, for the proper management and maintenance of any such tramway and for the regulation of all matters and things connected therewith, and to affix a penalty not exceeding five hundred rupees for the infringement of any such rule.

(2) The provisions of the preceding sections of this Regulation shall not apply to any such tramway as is mentioned in sub-section (1) except to the extent, if any, to which the same may be applied by Government from time to time, by notification published in the official Gazette, and subject to such modifications, if any, as may be directed in such notification."

No. 482—L. C., dated 13th June 1916.

Under Rule 40 of the Rules for the conduct of business of the Mysore Legislative Council, the following report of the Select Committee appointed to consider the Bill to amend the law relating to Government and other Provident Funds, is published for general information, together with the Bill as amended by them.

By Order,
G. SREENIVASA IYER,
Secretary, Mysore Legislative Council.

Report of the Select Committee on the Bill to amend the Law relating to Government and other Provident Funds.

We, the members of the Select Committee appointed to consider the Bill to amend the law relating to Government and other Provident Funds, have the honour to submit the following report to the Council with the Bill as amended by us :—

We have considered the Bill carefully and have made the following amendments therein.

Clause 3 (a).—As it is considered necessary that the name of the nominee should be registered in the office of the Fund, we have inserted the words "and registered in the office of the Fund during his life time" at the end of sub-clause (c) of clause 3.

To make the meaning clear we have also omitted the word "deceased" in the last line of the sub-clause.

Clause 6.—We have also substituted the words "under a local authority" for the words "a District Fund or a Municipal Fund", and the word "in" for the word "under" occurring before the words "any company." and added the words "as defined in the Mysore Muzrai Regulation, VI of 1913" after the words "Muzrai institution."

The Bill as amended by us may also be published in the *Mysore Gazette*.

A. R. BANERJI.
K. P. PUTTANNA CHETTY.
J. S. CHAKRAVARTI.
C. S. BALASUNDARAM IYER.
B. K. GARUDACHAR.

A Bill to amend the Law relating to Government and other Provident Funds.

(As amended by the Select Committee.)

[The portions in square brackets are those omitted and those in italics newly added by the Select Committee.]

Whereas it is expedient to amend the law relating to Government and other Provident Funds; His Highness the Maharaja is pleased to enact as follows:—

Title, extent and commencement.

1. (1) This Regulation may be called the Provident Funds Regulation.

(2) It extends to the whole of Mysore.

(3) It shall come into force at once.

Definitions.

2. In this Regulation,

(1) "Provident Fund" means a fund in which the subscriptions or deposits of any class or classes of employees are received and held on their individual accounts, and includes any contributions, credited in respect of, and any interest accruing on, such subscriptions, or deposits under the rules of the Fund:

(2) "Government Provident Fund" means a Provident Fund constituted by the authority of Government for any class or classes of its employees:

(3) "Compulsory deposit" means a subscription or deposit which is not repayable on the demand, or at the option, of the subscriber or depositor and includes any contribution which may have been credited in respect of and any interest or increment which may have accrued on, such subscriptions or deposit under the rules of the Fund.

Payment from Government on death of subscriber or depositor.

3. When a subscriber to, or depositor in, any Government Provident Fund, dies, the officer or person whose duty it is to make payment of such sum may pay it,

(*a*) to any person entitled to receive it according to the rules of the Fund, or, in the absence of any rule of the Fund to the contrary, to any person nominated in writing by the [deceased] subscriber or depositor to receive it, *and registered in the office of the Fund during his life time.*

(*b*) in default of any such person as aforesaid, to the person who produces a succession certificate or probate or letters of administration obtained under the law in force claiming to be entitled to receive such sum, provided that where the sum payable does not exceed one thousand rupees, payment may be made to such person whom the officer or the person making the payment after reasonable enquiry finds to be entitled to receive it.

Protection to deposits and other sums in certain cases.

4. (1) Compulsory deposits in any Government Provident Fund shall not be liable to attachment under any decree or order of a Court of Justice in respect of any debt or liability incurred by a subscriber to, or depositor in, any such Fund, and a Receiver appointed under the Mysore Insolvency Regulation, 1911, shall not be entitled to, or have any claim on, any such compulsory deposit.

(2) Any sum standing to the credit of any subscriber to, or depositor in, any such Fund at the time of his decease and payable under the rules of the Fund or under this Regulation, to the widow or the children, or partly to the widow and partly to the children, of the subscriber or depositor, or to such person as may be authorised by law to receive payment on her or their behalf, shall vest in the widow or the children, or partly in the widow and partly in the children as the case may be, free from any debt or other liability incurred by the deceased, or incurred by the widow or by the children, or by any one or more of them, before the death of such subscriber or depositor.

Protection for anything done in good faith under this Regulation.

5. No suit or other legal proceeding shall lie against any person in respect of anything done or in good faith intended to be done in pursuance of the provisions of this Regulation.

Power to extend Regulation to other Provident Funds.

6. The Government may in its discretion, by notification in the official Gazette, extend the provisions of this Regulation to any Provident Fund established for the benefit of its employees by any Company which administers a Railway or Tramway in Mysore under contract with Government or for employees under [a District Fund or a Municipal Fund] *under a local authority*, or for any employees in any aided Educational Institution or in a Muzrai Institution *as defined in the Mysore Muzrai Regulation, VI of 1913*, or [under] *in* any company registered according to law.